

**MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

February 11, 1994

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in Special Meeting at the Board Office in Jackson, Mississippi, on February 11, 1994, at 9:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on January 31, 1994, to each and every member of said Board, said date being at least five days prior to this February 11, 1994, meeting. At the above named place there were present the following members to wit: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Ms. Ricki R. Garrett, Mr. J. Marlin Ivey, Mr. James Luvane, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Mr. Carl Nicholson, Jr., Dr. Cass Pennington and Mr. Sidney L. Rushing. Mr. Frank Crosthwait and Mr. Will Hickman were absent on February 11 and 12 due to an ice storm which made travel hazardous. The meeting was called to order by Mr. Rushing and opened with prayer by Mr. Marlin Ivey on February 11 and by Mr. Frank Crosthwait on February 16.

The Board met to consider various proposals in the Ayers case.

EXECUTIVE SESSION

The Board convened in Open Session at 9:30 a.m., Friday, February 11, 1994. On motion by Mr. Crawford, seconded by Mr. Ivey, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by, Ms Baker, seconded by Dr. Pennington, the Board voted to go into Executive Session for the reason later reported by the President in Open Session and stated in these minutes. (All members voted for the two motions with the exception of Mr. Crosthwait and Mr. Hickman who were absent and did not vote.)

The President reopened the meeting on February 11, 1994, and announced that the Board had voted to go into Executive Session to: **Consider various proposals in the Ayers case.**

In Executive Session on February 11, the Board **took no action** which was later reported by the President in Open Session.

On motion by Mr. Ivey, seconded by Mr. Luvane, **with Mr. Crosthwait and Mr. Hickman absent and not voting**, the Board voted to return to Open Session. On motion by Mr. Ivey, seconded by Mr. Luvane, **with Mr. Crosthwait and Mr. Hickman absent and not voting**, the Board voted to Recess until 9:00 a.m., Saturday, February 12, 1994.

The Board reconvened in Open Session at 9:00 a.m., Saturday, February 12, 1994. On motion by Mr. Ivey, seconded by Mr. Crawford, the Board voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Crawford, seconded by Ms. Baker, the Board voted to go into Executive Session for the reason later reported by the President in Open Session and stated in these minutes. (All members voted for the two motions with the exception of Mr. Crosthwait and Mr. Hickman who were absent and did not vote.)

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The President reopened the meeting on February 12, 1994, and announced that the Board had voted to go into Executive Session to: (1) **Consider various proposals in the Ayers case.**

In Executive Session on February 12, the Board **took no action** which was later reported by the President in Open Session.

On motion by Ms. Miller, seconded by Dr. Pennington, **with Mr. Crosthwait and Mr. Hickman absent and not voting**, the Board voted to return to Open Session. On motion by Mr. Crawford, seconded by Mr. Ivey, and passed, **with Mr. Crosthwait and Mr. Hickman absent and not**

voting, the Board voted to Recess until 9:30 a.m., Wednesday, February 16, 1994.

The Board reconvened in Open Session at 9:30 a.m., Wednesday, February 16, 1994. On motion by Mr. Crawford, seconded by Ms. Baker, the Board voted unanimously to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Crawford, seconded by Mr. Ivey, the Board voted unanimously to go into Executive Session for the reason later reported by the President in Open Session and stated in these minutes.

The President reopened the meeting on February 16, 1994, and announced that the Board had voted to go into Executive Session to: (1) **Consider various proposals in the Ayers case.**

In Executive Session on February 16, presentations were heard from the following institutional executive officers: Dr. Kent Wyatt, Delta State University; Dr. Donald Zacharias, Mississippi State University; Dr. Clyda Rent, Mississippi University for Women; Dr. Gerald Turner, University of Mississippi; and Dr. Aubrey Lucas, University of Southern Mississippi.

On February 16, the Board **took no action** which was later reported by the President in Open Session.

On motion by Mr. Mills, seconded by Mr. Crosthwait, the Board voted unanimously to return to Open Session. On motion by Mr. Crawford, seconded by Mr. Mills, and unanimously passed, the Board voted to adjourn.

Persons attending the entire Executive Session held on February 11-12 and 16, 1994,were:

Members of the Board: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Ms. Ricki R. Garrett, Mr. Marlin Ivey, Mr. James W. Luvene, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Mr. Carl Nicholson, Jr., Dr. Cass Pennington, and Mr. Sidney L. Rushing. Mr. Frank Crosthwait and Mr. Will Hickman were absent.

Board Administrative Staff: Dr. W. Ray Cleere, Commissioner; Dr. Ann Homer Cook,

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Associate Commissioner and Executive Secretary; Dr. Lucy Lott, Associate Commissioner for Finance and Planning; and Dr. Charles Pickett, Associate Commissioner for Academic Affairs.

Office of the Attorney General: Mr. Lloyd Arnold, Assistant Attorney General.

Private Counsel: Mr. Bill Goodman, Mr. Paul Stephenson, defendants' private counsel.

Office of the Governor: Dr. Jeanne Forrester, Governor's Aide for Education.

Person attending the Executive Session on February 11-12, 1994, only was:

Office of the Governor: Mr. Greg Hinkebein, Counsel to the Governor.

Persons attending the Executive Session on February 11 and 16, 1994, only were:

Office of the Attorney General: Mr. Mike Moore, Attorney General; Mr. Alan Purdie, Chief of Staff.

Persons attending the Executive Session on February 16, 1994, only were:

Members of the Board: Mr. Frank Crosthwait, Mr. Will Hickman.